



PATENT

Case Docket No. VANM107.001APC

Date: December 4, 2002

Page 1

In re application of : Louis Rousseau)
App. No. : 09/284,690)
Filed : July 16, 1999)
For : METHOD AND DEVICE FOR)
HEAT TREATMENT OF)
WASTE PRODUCTS)
Examiner : Doroshenk, A.)
Art Unit : 1764)

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: United States Patent and Trademark Office, P.O. Box 2327, Arlington, VA 22202, on

December 4, 2002

(Date)

Daniel Hart, Reg. No. 40,637

UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 2327
Arlington, VA 22202

Sir:

Transmitted herewith is a Response to Office Action in the above-identified application.

(X) An extension of time to respond for 2 month(s) is hereby requested.

Time Extension Fee:

(X) Two months (\$400 large entity)

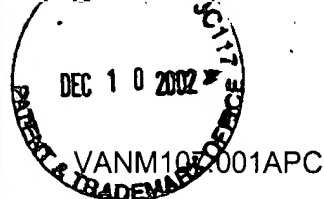
The fee has been calculated as shown below:

| CLAIMS AS FILED | | | | | | |
|--|---|---|---------------------------------------|------------------|-------|-------------------|
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA | RATE | ADDITIONAL FEE |
| Total Claims | 5 | — | 15 | = × | \$18 | = \$0 |
| Independent Claims | 2 | — | 3 | = × | \$84 | = \$0 |
| If application has been amended to contain multiple dependent claim(s), then add | | | | | \$280 | = \$0 |
| Time Extension Fee | | | | | | \$400 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | | \$400 |

- (X) Return prepaid postcard.
- (X) A check in the amount of \$400 is enclosed.
- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.
- (X) Please use Customer No. 20,995 for the correspondence address.



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Louis Rousseau) Group Art Unit 1764
Appl. No. : 09/284,690)
Filed : July 16, 1999)
For : METHOD AND DEVICE FOR)
HEAT TREATMENT OF)
WASTE PRODUCTS)
Examiner : Doroshenk, A.)

RESPONSE TO OFFICE ACTION

United States Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

In response to the Office Action mailed July 31, 2002 (Paper No. 20) in the above-referenced application, please consider the following remarks:

REMARKSI. Rejections Under 35 U.S.C. § 103(a)

The Examiner has rejected claims 2, 4 and 16-18 under 35 U.S.C. § 103(a) over Baraldi et al. (USP# 4,060,042) in view of Giraud et al. (USP# 3,916,806) on the assertion that it would be obvious to one of ordinary skill in the art to utilize the conical shape taught by Giraud et al. for the incineration section 8 of Baraldi and that it would have been obvious to combine the combustion nozzles 176 of Giraud in the incineration section 8 of Baraldi to arrive at the presently claimed invention.

In order for a combination of references to render a claim obvious, the combination of references must teach or suggest each of the elements of the claimed invention and must also provide the motivation to combine these elements to create the claimed invention. *In re Fine*, 5 U.S.P.Q.2d 1597 (Fed. Cir. 1988), *In re Rouffet*, 47 U.S.P.Q.2d 1453, 1456 (Fed. Cir. 1998) and *In re Geiger*, 2 U.S.P.Q.2d 1276 (Fed. Cir. 1987) *In re Dembiczak* (175 F.3d 994, 50